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PTO/SB/31 (04-05) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## **NOTICE OF APPEAL FROM THE EXAMINER TO**

THE BOARD OF PATENT APPEALS AND INTERFERENCES		UROC:018USD2		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with	In re Application of Gang An et al.			
sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] May 10, 2006	Application Number 09/974,546		Filed October 10, 2001	
1	For Biomarkers and Targets for Diagnosis, Prognosis, and Mangement of Prostate Breast and Bladder Cancer			
Signature	Art Unit		Examiner	
Typed or printed name Gina N. Shishima	1643		Rawlings, Stephen L.	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.				
e fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$ <u>500.00</u>		
Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:				
A check in the amount of the fee is enclosed.				
Payment by credit card. Form PTO-2038 is attached.				
The Director has already been authorized to charge fees in this application to a Deposit Account.  I have enclosed a duplicate copy of this sheet.				
The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No				
A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.				
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.				
I am the				
applicant/inventor.	4		Signature	
assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)	<u>U</u>	Gina	N. Shishima	
		турес	or printed name	
attomey or agent of record.  Registration number 45,104	512-536-3081 Telephone number			
The attended of second section under 27 CER 1.24	releptione number			
attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34.		May 10, 2006		
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.  Submit multiple forms if more than one signature is required, see below*.				
*Total of forms are submitted.				

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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